

## 2005 DRAFTING REQUEST

### Bill

Received: 10/14/2004

Received By: gmalaise

Wanted: As time permits

Identical to LRB:

For: Terry Musser (608) 266-7461

By/Representing: David Lovell, LC

This file may be shown to any legislator: NO

Drafter: gmalaise

May Contact:

Addl. Drafters:

Subject: Higher Education - miscellaneous

Extra Copies:

Submit via email: YES

Requester's email: Rep.Musser@legis.state.wi.us

Carbon copy (CC:) to:

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### Pre Topic:

No specific pre topic given

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### Topic:

Indian student assistance grants; maximum amount increase

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### Instructions:

Redraft 2003 AB 422, i.e., raise maximum grant amount to \$3,200 and eliminate tribal matching contributions

---

### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 10/14/2004	jdyer 11/08/2004		_____			State
/1			pgreensl 11/08/2004	_____	lemery 11/08/2004	lnorthro 02/23/2005	

FE Sent For:

<END>

→ At Intro.

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1/?	gmalaise	11/8 jld	11/8 pr	11/8			

FE Sent For:

<END>

2003 - 2004 LEGISLATURE

NOTE

LRB-1372/4

GMMjldrs

-05331

stays

~~2003 ASSEMBLY BILL 422~~

June 27, 2003 - Introduced by Representatives MUSSER, MILLER, ALBERS, VAN ROY, SHERMAN, KRAWCZYK, J. LEHMAN, MCCORMICK, WEBER, HINES and OTT, cosponsored by Senator SCHULTZ. Referred to Committee on Colleges and Universities.

Regen

- 1 AN ACT *to repeal* 20.235 (1) (gm); and *to amend* 39.38 (2) of the statutes;
- 2 *relating to:* increasing the maximum amount of Indian student assistance
- 3 grants and making an appropriation.

*Analysis by the Legislative Reference Bureau*

Under current law, the Higher Educational Aids Board (HEAB) awards grants to American Indian students who are enrolled full time or part time in accredited institutions of higher education in this state (Indian student assistance grant). Currently, the maximum amount of an Indian student assistance grant may not exceed \$2,200 per year, of which not more than \$1,100 may be from an appropriation to HEAB of Indian gaming receipts. State aid from that appropriation may be matched by a contribution from a federally recognized American Indian tribe or band that is deposited in the general fund and credited to another appropriation to HEAB. This bill increases the maximum amount of an Indian student assistance grant that is funded from Indian gaming receipts to \$3,200 per year and eliminates tribal matching contributions for Indian student assistance grants.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

## ASSEMBLY BILL 422

## SECTION 1

1 SECTION 1. 20.235 (1) (gm) of the statutes is repealed.

2 SECTION 2. 39.38 (2) of the statutes is amended to read:

3 39.38 (2) Grants under this section shall be based on financial need, as  
4 determined by the board, and shall be made from the appropriation under s. 20.235  
5 (1) (k). The maximum grant shall may not exceed \$2,200 \$3,200 per year, of which  
6 not more than \$1,100 may be from the appropriation under s. 20.235 (1) (k). State  
7 aid from this appropriation may be matched by a contribution from a federally  
8 recognized American Indian tribe or band that is deposited in the general fund and  
9 credited to the appropriation account under s. 20.235 (1) (gm). Grants shall be  
10 awarded to students for full-time or part-time attendance at any accredited  
11 institution of higher education in this state. The board may not make a grant under  
12 this section to a student whose name appears on the statewide support lien docket  
13 under s. 49.854 (2) (b), unless the student provides to the board a payment agreement  
14 that has been approved by the county child support agency under s. 59.53 (5) and that  
15 is consistent with rules promulgated under s. 49.858 (2) (a). Grants shall be  
16 renewable for up to 5 years if a recipient remains in good academic standing at the  
17 institution that he or she is attending.

18 SECTION 3. Appropriation changes.

19 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation  
20 to the higher educational aids board under section 20.235 (1) (k) of the statutes, as  
21 affected by the acts of 2005, the dollar amount is increased by \$1,481,600 for fiscal  
22 year 2005-06 and the dollar amount is increased by \$1,481,600 for fiscal year  
23 2006-07 to increase funding for the purpose for which the appropriation is made.

24 SECTION 4. Effective date.

ASSEMBLY BILL 422

2005-07 ✓

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(1) This act takes effect on the day after publication, or on the 2nd day after publication of the ~~2003-05~~ biennial budget act, whichever is later.

3

(END)

d-note  
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**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1972/Jan/

GMM:jld:pg

-05331/

KEEP

~~January 10, 2003~~

David:

The biennial budget act establishes the appropriation schedule for the biennium. As such, that schedule may not be changed until the budget is enacted. Accordingly, this draft includes an effective date provision providing that the draft takes effect on the day after publication of the draft or on the day after publication of the budget, whichever is later.

Because the budget bill repeals and recreates the entire appropriation schedule, theoretically it could repeal s. 20.235 (1) (k), in which case the appropriation change made by the draft would have no effect. Accordingly, you might wish to have this draft redrafted as a budget amendment or wait until after the budget is enacted to pursue enactment of this draft.

~~The draft also makes certain other minor, nonsubstantive changes to the WLCS draft.~~  
Please do not hesitate to contact me directly at the phone number or e-mail address listed below if you have any questions about the draft.

Gordon M. Malaise  
Senior Legislative Attorney  
Phone: (608) 266-9738  
E-mail: gordon.malaise@legis.state.wi.us

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0533/1dn  
GMM:jld:pg

November 8, 2004

David:

The biennial budget act establishes the appropriation schedule for the biennium. As such, that schedule may not be changed until the budget is enacted. Accordingly, this draft includes an effective date provision providing that the draft takes effect on the day after publication of the draft or on the day after publication of the budget, whichever is later.

Because the budget bill repeals and recreates the entire appropriation schedule, theoretically it could repeal s. 20.235 (1) (k), in which case the appropriation change made by the draft would have no effect. Accordingly, you might wish to have this draft redrafted as a budget amendment or wait until after the budget is enacted to pursue enactment of this draft.

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Senior Legislative Attorney  
Phone: (608) 266-9738  
E-mail: [gordon.malaise@legis.state.wi.us](mailto:gordon.malaise@legis.state.wi.us)



## Northrop, Lori

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**From:** Colbert, Kathie  
**Sent:** Wednesday, February 23, 2005 9:12 AM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 05-0533/1 Topic: Indian student assistance grants; maximum amount increase

It has been requested by <Colbert, Kathie> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 05-0533/1 Topic: Indian student assistance grants; maximum amount increase